UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK -----X IN RE: WORLD TRADE CENTER Case No.: 21 MC 102 (AKH) LOWER MANHATTAN DISASTER SITE LITIGATION THIS DOCUMENT APPLIES TO ALL CASES IN THE **NOTICE OF** WORLD TRADE CENTER LOWER MANHATTAN **APPEARANCE** DISASTER SITE LITIGATION IN WHICH B.C.R.E. 90 WEST ST., LLC and THE KIBEL COMPANIES ARE DEFENDANTS **ELECTRONICALLY** -----X **FILED**

To: The Clerk of this Court and All Parties of Record:

PLEASE TAKE NOTICE that Defendants, B.C.R.E. 90 WEST ST., LLC, and THE KIBEL COMPANIES by their attorneys, McMahon Martine & Gallagher, LLP, hereby appear in the above-entitled action, and that the undersigned have been retained as attorneys for said defendants and demand that copies of all papers in this action be served upon the undersigned at the office and address stated below.

Dated: New York, New York November 19, 2010

McMAHON MARTINE & GALLAGHER, LLP Attorneys for Defendants B.C.R.E. 90 WEST ST., LLC and THE KIBEL COMPANIES

By:_/s/ Timothy D. Gallagher___

Timothy D. Gallagher, Esq. (TG-9525) 55 Washington St., Ste 720 Brooklyn, New York 11201 (212) 747-1230

CERTIFICATION OF SERVICE

I, Timothy D. Gallagher, hereby certify that a true and correct copy of the foregoing NOTICE OF APPEARANCE BY DEFENDANTS B.C.R.E. 90 WEST ST., LLC, and THE KIBEL COMPANIES was served this 19th day of October, 2010 via ECF upon the following:

Paul Napoli, Esq. Worby Groner Edelman & Napoli Bern, LLP 115 Broadway, 12th Floor New York, NY 10006

Robert A. Grochow, Esq. The Law Firm of Gregory J. Cannata 233 Broadway, 5th Floor New York, NY 10279

James E. Tyrell, Esq. Patton Boggs, LLP 1 Riverfront Plaza, 6th Floor Newark, NJ 07102 Thomas Egan, Esq. Flemming Zulack Williamson Zauderer, LLP One Liberty Plaza New York, NY 10006

The Law Firm of Gregory J. Cannata Gregory J. Cannata, Esq. 233 Broadway, 5th Floor New York, NY 10279

Andrew Carboy, Esq. Sullivan, Papain, Block MacGrath & Cannavo, P.C 120 Broadway New York, NY 10271

All parties of record

By: <u>/s/ Timothy D. Gallagher</u>

Timothy D. Gallagher, Esq. (TG-9525) 55 Washington St., Ste 720 Brooklyn, New York 11201 (212) 747-1230